

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

GARY T. WINNETT, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 3:06-0235
)	Judge Trauger
CATERPILLAR INC.,)	
)	
Defendant/Third-Party Plaintiff,)	
)	
v.)	
)	
INTERNATIONAL UNION, UAW, et al.)	
)	
Third-Party Defendants.)	
)	

JUDITH K. KERNS, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 3:06-1113
)	Judge Trauger
CATERPILLAR INC.,)	
)	
Defendant/Third-Party Plaintiff,)	
)	
v.)	
)	
INTERNATIONAL UNION, UAW, et al.)	
)	
Third-Party Defendants.)	
)	

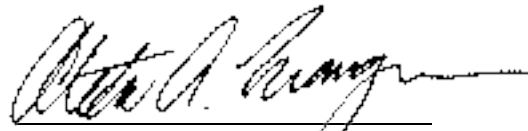
ORDER

For the reasons expressed in the accompanying Memorandum, Caterpillar's Motion for Restitution in *Winnett* (Docket No. 517) is **DENIED**. Caterpillar's Motion for Certification in *Winnett* (Docket No. 519) is **DENIED AS MOOT**. As a housekeeping matter, the motion pending as *Winnett* Docket No. 506 is **TERMED**, as the issues in that motion have been long settled by the parties. *Winnett* is **DISMISSED**, and entry of this order shall constitute the judgment in that case.

In *Kerns*, Caterpillar's Motion for Certification (Docket No. 314) is **DENIED**, and, as a housekeeping matter, the motion pending as *Kerns* Docket No. 297 is **TERMED**, as, likewise, the issues in that motion have been settled by the parties.

It is so ordered.

Enter this 24th day of June 2011.

A handwritten signature in black ink, appearing to read 'Aleta A. Trauger', written over a horizontal line.

ALETA A. TRAUGER
United States District Judge